

Repts 6

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3 OCT 1975

The Honorable John O. Marsh, Jr.
Counsellor to the President
The White House
Washington, D. C. 20500

Dear Jack:

Reference is your memorandum of 30 September regarding the revised Executive Order for PFIAB.

now received by IC Reg.

I have enclosed my proposed changes to Section I of the draft Executive Order. The changes which I recommend are intended to emphasize the advisory role of the PFIAB and to clarify what I consider are meant to be the actual functions of the Board. Another way to accomplish this would be to use the staff draft rather than the Board's draft and bring these points out in the course of its simpler presentation.

I am somewhat concerned, however, at the advisability of issuing an Executive Order dealing with the PFIAB before decision has been made as to the role which it is intended the NSCIC is to have.

The draft Executive Orders which were submitted to me for review on 31 August included one on the NSCIC as well as the predecessor to the now-proposed PFIAB Executive Order. In my view, the two should be prepared in tandem so there is no possibility of conflict.

Sincerely,

W. E. Colby

W. E. Colby

Enclosure:
as stated

MORI/CDF Pages 1,3-5 only.

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PROPOSED CHANGES IN SECTION I OF THE 30 SEPTEMBER DRAFT
OF THE EXECUTIVE ORDER ON THE PRESIDENT'S FOREIGN INTELLIGENCE
ADVISORY BOARD

(NOTE: New or amended language is underlined, deletions are
lined through.)

By virtue of the authority vested in me as President of
the United States, it is hereby ordered:

SECTION I.

A. The President's Foreign Intelligence Advisory Board,
hereinafter referred to as "the Board," shall be responsible
for provision of advice to the President and the Director of
Central Intelligence concerning the functioning of the U.S.
Foreign Intelligence Community. To this end, it shall perform
the following functions with-respect-to:

1. Management Review of activities of the U.S.
Foreign Intelligence Community.

a. Solicit the views of senior Government
officials in Washington and abroad regarding their current and
prospective foreign intelligence needs and their perception of
the adequacy with which these needs are being met; ~~ensure that~~
~~such views and the Board's evaluation thereof are conveyed to~~
~~and are understood by responsible officials in the foreign~~
~~intelligence community.~~

b. Solicit the views of senior foreign intelli-
gence community personnel in Washington and abroad regarding
their need for policy guidance; ~~ensure that such views and the~~
~~Board's evaluation thereof are conveyed to and are understood~~
~~by the principal users of intelligence.~~

c. Encourage Review the extent to which
principals in the foreign intelligence community are improving
~~to-improve~~ collection, processing and reporting systems through
a continuing examination of goals, methods and organization,
and through the application of new technologies and concepts.

d. Encourage and maintain a continuing dialogue with leaders in the scientific, academic and business communities for the purpose of promoting the development and application of innovative methods and concepts to the production of improved foreign intelligence.

e. Evaluate the relationships between components of the foreign intelligence community in order to encourage and promote cooperation, reduce unnecessary duplication, and maximize efficiency ~~minimize inefficiencies~~.

f. Encourage and maintain a continuing dialogue with principals in the foreign intelligence community as to their agency's current activities and issues of present and future concern.

2. Assessment of the Product of the Foreign Intelligence Community.

a. Review the Assure-adequate production of foreign intelligence in selected geographic and functional areas, and assess the responsiveness of such production to user needs, based on perception of need and/or the existence of significant intelligence gaps.

b. Evaluate selected reports of the foreign intelligence community and assess the adequacy thereof with regard to the needs of policy-makers.

c. Evaluate the performance of the foreign intelligence community in its efforts to anticipate crises and to support senior Government officials during such events.

3. Oversight of the Foreign Intelligence Community.

a. Solicit and review ~~Require~~ the views of Inspectors General (or other official with equivalent duties) in the various foreign intelligence community entities regarding their agency's compliance with legal authority, and with the propriety of its activities. With respect to allegations of illegality, or impropriety or the appearance thereof, ensure that investigations are conducted by proper authority and that finds and recommendations are reported to the President as appropriate.

b. Encourage and maintain a continuing dialogue with appropriate elements of the Justice Department, the Office of Management and Budget, and the General Accounting Office regarding foreign intelligence community matters.

c. Evaluate the effectiveness of means used by
~~Ensure-that~~ heads of the various foreign intelligence agencies
to make personnel under their supervision aware of an individual's
right to report to the Board evidence of impropriety or illegality.
With respect to any such allegations, ensure that investigations
are conducted by proper authority, and that findings and recommenda-
tions are reported to the President as appropriate.

B. The Board shall report to the President regularly
regarding the functions enumerated herein, and shall provide an
annual unclassified report to the President for his approval and
public release, evaluating the performance of the U.S. foreign
intelligence community. This unclassified report shall be
supported by such classified annexes as the Board considers
necessary.